

**A RESOLUTION  
BY COUNCILMEMBER CLAIR MULLER**

**01- R-1668**

**AN RESOLUTION TO SUPPORT AN ADDITIONAL AMENDMENT OF ORDINANCE 01-O-1513 BY SO THAT THE CITY'S ABANDONMENT OF A PORTION OF HIRSCH STREET, N.W. PURSUANT TO ORDINANCE 98-O-0628 BY A QUIT-CLAIM DEED IN EXCHANGE FOR SIMILAR PROPERTY, BE CONDITIONED ON THE RESTRICTION OF THE SNYDER STREET PROPERTY AS SHOWN IN ORDINANCE 99-O-2096 (Z-99-71) WHICH ALLOWED THE REZONING OF THE PROPERTY AND FOR OTHER PURPOSES**

**WHEREAS**, on August 3, 1998, the Council adopted 98-O-0628, an ordinance authorizing the abandonment of Hirsch Street, a right-of-way between Fourteenth Street and Ethel Street, N. W., and directing the appraisal of the fair market value of the right-of-way area in fee simple; and

**WHEREAS**, the City and the Mosque have had discussions concerning the City's proposed abandonment of Hirsch Street and a potential exchange of properties in this transaction, in lieu of the payment by the Mosque of the appraised price of \$242,000 to the City for the abandonment; and

**WHEREAS**, the Mosque is the owner of property upon which Hirsch Street is located and which, in part, abuts Snyder Street; and

**WHEREAS**, in connection with the Mosque's zoning application, in Ordinance 99-O-2096 the Mosque agreed to a relocation of its setback abutting Snyder Street, in the event the City desired to widen Snyder Street in the future; and

**WHEREAS**, the City and the Mosque have negotiated an arrangement pursuant to Ordinance 01-O-1315 as an alternative to the monetary amount of the City's appraisal of Hirsch Street-specifically, the Mosque has agreed to convey to the City by Quitclaim Deed a portion of the Mosque's property abutting Snyder Street (the "Snyder Street Property") comparable in size and value to the Hirsch Street abandonment; and

**WHEREAS**, the City has determined that it is desirable and in its best interests to accept this exchange of properties in connection with the Hirsch Street abandonment; and

**WHEREAS**, the City has determined that it is desirable and in its best interests to make the future enforcement of the zoning conditions set forth in Ordinance 99-O-2096 a condition of the Hirsch Street abandonment

**THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY RESOLVES** as follows:

**Section 1.** That the following condition be added to Ordinance 98-O-0628 and that the other sections of the ordinance be renumbered as appropriate

That the Quitclaim Deed conveying Hirsch Street to the Mosque shall contain a restriction which states that the Mosque shall be required to comply with the site plan received by the Bureau of Planning on August 8, 2000 in connection with the rezoning of the Mosque property pursuant to Ordinance 99-O-2096 (Z-99-71) or as the site plan may be amended by future action of the City Council.

01- R-1668

(Do Not Write Above This Line)

A Resolution by Councilmember  
Clair Muller:

A Resolution to support an additional amendment of Ordinance 01-O-1513 by so that the City's abandonment of a portion of Hirsch Street, N.W. pursuant to Ordinance 98-O-0628 by a quit-claim deed in exchange for similar property, be conditioned on the restriction of the Snyder Street property as shown in Ordinance 99-O-2096 (Z-99-71) which allowed the rezoning of the property; and for other purposes.

- ☐ CONSENT REFER  
☐ REGULAR REPORT REFER  
☐ ADVERTISE & REFER  
☐ 1st ADOPT 2nd READ & REFER  
☒ PERSONAL PAPER REFER

Date Referred

10/1/01

Referred To:

City Utilities

Date Referred

Referred To:

Date Referred

Referred To:

First Reading

Committee \_\_\_\_\_  
Date \_\_\_\_\_  
Chair \_\_\_\_\_  
Referred to \_\_\_\_\_

Committee

Date

Chair

Action:

Fav, Adv, Hold (see rev. side)

Other:

Members

Refer To

Committee

Date

Chair

Action:

Fav, Adv, Hold (see rev. side)

Other:

Members

Refer To

Committee

Date

Chair

Action:

Fav, Adv, Hold (see rev. side)

Other:

Members

Refer To

Committee

Date

Chair

Action:

Fav, Adv, Hold (see rev. side)

Other:

Members

Refer To

FINAL COUNCIL ACTION

- ☐ 2nd ☐ 1st & 2nd ☐ 3rd  
Readings  
☐ Consent ☐ V Vote ☐ RRC Vote

CERTIFIED

MAYOR'S ACTION